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Attorneys for The Bank of New York Mellon fka  
The Bank of New York as Trustee for the  
Certificateholders CWMBS, Inc., CHL Mortgage  
Pass-Through Trust 2005-HYB10 Mortgage Pass-  
Through Certificates, Series 2005-HYB10

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

THE BANK OF NEW YORK MELLON FKA  
THE BANK OF NEW YORK AS TRUSTEE  
FOR THE CERTIFICATEHOLDERS CWMBS,  
INC., CHL MORTGAGE PASS-THROUGH  
TRUST 2005-HYB10 MORTGAGE PASS-  
THROUGH CERTIFICATES, SERIES 2005-  
HYB10,

Plaintiff,

V.

GRANITE CREST HOMEOWNERS  
ASSOCIATION; NEVADA ASSOCIATION  
SERVICES, INC.; DOE INDIVIDUALS I-X,  
inclusive, and ROE CORPORATIONS I-X,  
inclusive.

## Defendants.

Case No.: 2:17-cv-00365-JAD-NJK

**STIPULATION FOR EXTENSION OF  
TIME TO FILE DISMISSAL  
DOCUMENTS**

(Fifth Request)

## ORDER

The Bank of New York Mellon fka The Bank of New York as Trustee for the Certificateholders CWMBS, Inc., CHL Mortgage Pass-Through Trust 2005-HYB10 Mortgage Pass-Through Certificates, Series 2005-HYB10 (**BoNYM**), and Granite Crest Homeowners Association (**Granite Crest**), by and through their undersigned counsel of record, hereby stipulate as follows:

...

1       1. The parties reached a settlement as indicated by the notice of settlement filed on  
2 January 9, 2020. (ECF No. 34).

3       2. BoNYM filed a status report regarding settlement on February 14, 2020.

4       3. The parties filed a stipulation to extend the time to file dismissal documents on March  
5 16, 2020. The parties filed a second stipulation to extend the time to file dismissal documents on  
6 April 15, 2020, noting that the parties were working to make mutually acceptable revisions to the  
7 draft settlement agreement, and Granite Crest was reviewing the most recently revised agreement.

8       4. The parties filed a third stipulation to extend time to file dismissal documents on May  
9 15, 2020, noting the parties had made progress finalizing the language of the draft settlement  
10 agreement. However, due to delays caused by COVID-19, the parties were unable to execute the  
11 final agreement prior to the current dismissal deadline.

12       5. The parties filed a fourth stipulation to extend time to file dismissal documents on  
13 June 15, 2020, indicating the parties had reached an agreement as to the final language in the  
14 settlement agreement.

15       6. The parties are now working diligently to finalize execution of the settlement  
16 agreement so that they may dismiss the action. The agreement is currently before BoNYM for final  
17 review and execution. Additionally, due to an inadvertent error in Granite Crest's prior execution,  
18 Granite Crest is in the process of re-executing the agreement. Once the agreement is fully executed,  
19 the parties will be able to complete a condition precedent to dismissal under the settlement terms.

20       7. The parties anticipate the appropriate settlement documents will be finalized within  
21 the next thirty days, at which time the parties intend to submit a stipulation to dismiss as soon as  
22 possible. The parties respectfully request the court extend the deadline to file dismissal papers by an  
23 additional thirty days so that the parties may resolve the remaining matters and prepare dismissal  
24 documents.

25       ...

26       ..

27       ...

28       ...

1        8.     This is the parties fifth request for an extension to this deadline and is not intended to  
2 cause any delay or prejudice to any party.

3        DATED this 15<sup>th</sup> day of July, 2020.

4        **AKERMAN LLP**

5        /s/ Nicholas E. Belay, Esq.  
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12      *Attorneys for The Bank of New York Mellon*

4        **RANALLI ZANIEL FOWLER & MORAN, LLC**

5        /s/ Jason A. Fowler, Esq.  
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9        Henderson, NV 89052  
10      *Attorneys for Granite Crest Homeowners  
11      Association*

11      **ORDER**

12      **IT IS SO ORDERED.**

13        
14      UNITED STATES DISTRICT JUDGE  
15      Case No. 2:17-cv-00365-JAD-NJK

16      Dated: July 16, 2020.

AKERMAN LLP

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